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10210131/MONS:018US

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Patent and Trademark Office	703/872-9306	703/308-1202

**FROM:** Martha A. Robinson**USER ID:** MR10031**FLOOR:** 20**PHONE:** (512) 536-5616**FAX:** (512) 536-4598**RE:** Information Disclosure Statement and Supplemental Information Disclosure Statement**NUMBER OF PAGES WITH COVER PAGE:** 12 Originals Will Not Follow**Message:**

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March 30, 2004

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I hereby certify that this correspondence is being  
transmitted to: Commissioner for Patents, Washington,  
D.C. 20231, Attn: Examiner Russell Kallis / GAU 1638,  
facsimile number (703)872-9206 on the date below:

March 30, 2004  
Date

  
Robert E. Hanson

Russell Kallis, Examiner  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

RE: U.S. Patent Application No. 09/885,723 entitled "TRANSGENIC PLANTS  
CONTAINING ALTERED LEVELS OF STERIOD COMPOUNDS" - Balasulojini  
Karunanandaa et al.  
Our reference: MONS:018US  
Client reference: 51906-US 01

Dear Examiner Kallis:

After reviewing each of the Office Actions and the Notice of Allowability, it has come to our attention that the original Information Disclosure Statement, Form PTO-1449 and 25 references submitted on October 26, 2001 and the Supplemental Information Disclosure Statement, Form PTO-1449 and 1 reference submitted on November 30, 2001, were considered by the Examiner but appear to have inadvertently not been initialed as considered. For your convenience enclosed is a copy of the Information Disclosure Statement and Form PTO-1449 filed on October 26, 2001 and the Supplemental Information Disclosure Statement and Form PTO-1449 filed on November 30, 2001. Also enclosed is a copy of the Express Mail slip stamped by the U.S. Post Office and PTO stamped postcard for each of these IDSs indicating the documents submitted. The copies of the references previously submitted have not been enclosed. Please let us know if you would like us to resubmit those as well.

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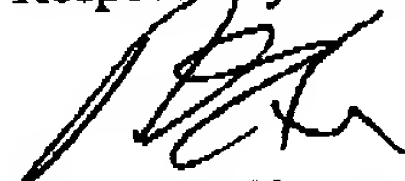
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Commissioner for Patents  
March 30, 2004  
Page 2

Therefore, please review and approve the Information Disclosure Statement and Supplemental Information Disclosure Statement. If you need additional information, please let us know.

Thank you for your assistance in this matter.

Respectfully submitted,



Robert E. Hanson  
Reg. No. 42,628

REH/mar  
Encl: as noted

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## MISCELLANEOUS

(390)

File MTC 6783.1 Attorney TBM/dmt

Client Name Monsanto Company

Inventor(s) or Mark Balasulojini Karunanandaa

Serial No. 09/885,723 Patent/Reg. No. \_\_\_\_\_

The following has been received by the U.S. Patent and Trademark Office on the date stamped hereon:

<input type="checkbox"/> Amendment	<input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Preliminary Amendment	<input type="checkbox"/> Combined Declaration/Power of Attorney
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<input type="checkbox"/> Assignment and Cover Sheet	<input type="checkbox"/> Status Inquiry
<input type="checkbox"/> _____ Brief	<input type="checkbox"/> IDS, PTO-1449, 25 References
<input type="checkbox"/> Check \$ _____	<input type="checkbox"/> _____ Sheet(s) of Drawing(s)
<input checked="" type="checkbox"/> Letter to Commissioner	<input type="checkbox"/> Letter to Official Draftsman
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MTC 6783.1  
PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Balasulojini Karunanandaa

Serial No. 09/885,723

Filed June 20, 2001

Confirmation No. 3330

For TRANSGENIC PLANTS CONTAINING ALTERED LEVELS OF STEROID  
COMPOUNDS

October 26, 2001

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS,

SIR:

**INFORMATION DISCLOSURE STATEMENT**

In accordance with 37 C.F.R. 1.97 and 1.98 and MPEP 609, and in compliance with the duty of disclosure set forth in 37 C.F.R. 1.56, applicants submit copies of the references listed on the attached PTO/SB/08A for consideration by the Patent and Trademark Office in the above-entitled application and to be made of record therein.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. §1.97(b), in that applicants believe that it is being filed prior to the mailing date of the first Office action on the merits. Accordingly, neither a statement nor fee under 37 C.F.R. §1.97(c) or (d) is required.

Please note that Applicants are submitting herewith an English abstract of a reference, and an English summary of the contents of the same reference in the specification at page 7 attached thereto. However, Applicants make no representation as to the accuracy or completeness of either the English abstract or the English translation within the specification.

Upon review of the articles to be submitted in this Information Disclosure Statement, applicants became aware that one article was incorrectly cited in the application, and therefore, the wrong article was obtained. Applicants are currently in the process of obtaining the correct article and will submit it as soon as it is received. The proper citation for this article is Bard, M. and Downing, J.F., "Genetic and biochemical aspects of yeast sterol regulation involving 3-

MTC 6783.1  
PATENT

hydroxy-3-methylglutaryl coenzyme A reductase," J. Gen. Microbiol., Vol. 125:1981, pp. 415-420.

Respectfully submitted,



G. Harley Blosser, Reg. No. 33,650  
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One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

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<b>PTO/SB/08A</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	09/885,723
				Filing Date	June 20, 2001
				Confirmation Number	
				First Named Inventor	Balasulojini Karunanandaa
				Group Art Unit	TBA
Examiner Name	TBA				
Sheet	1	of	3	Attorney Docket No.	MTC 6783.1

<b>U.S. PATENT DOCUMENTS</b>							
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY		
		Number	Kind Code <sup>2</sup> (if known)				
	1	5,306,862		Chappell, et al.	04-26-1994		
	2	5,349,126		Chappell, et al.	09-20-1994		
	3	5,365,017		Chappell, et al.	11-15-1994		
	4	5,460,949		Saunders, et al.	10-24-1995		
	5	5,480,805		Wolf, et al.	01-02-1996		
	6	5,589,619		Chappell, et al.	12-31-1996		
<b>FOREIGN PATENT DOCUMENTS</b>							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T <sup>6</sup>
		Office	Number <sup>4</sup>	Kind Code <sup>2</sup> (if known)			
	7		WO 93/02187		Somerville, et al.	02-04-1993	
	8		WO 97/03202		Phillips, et al.	01-30-1997	
	9		WO 97/34003		Covello, et al.	09-18-1997	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered.  
 1. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 19 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231.



<b>PTO/SB/08A</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	09/885,723
				Filing Date	June 20, 2001
				Confirmation Number	
				First Named Inventor	Balasulojini Karunanandaa
				Group Art Unit	TBA
Examiner Name	TBA				
Sheet	2	of	3	Attorney Docket No.	MTC 6783.1

	10		WO 98/45457		Kammerer	10-15-1998	
	11		WO 00/61771		Venkatamesh, et al.	10-19-2000	
	12		WO 01/31027 A1		Harker, et al.	03-05-2001	
	13		EP 0480730A2		Chappell, et al.	04-15-1992	
	14		EP 0486290A2		Saunders, et al.	05-20-1992	
	15		JP 09121863 (English abstract)		Yasunori, et al.	05-13-1997	

### OTHER ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	16	MIKIRO TADA AND MASAHIDE SHIROISHI, Mechanism of Photoregulated Carotenogenesis in Rhodotorula minuta v. Photoinduction of 3-Hydroxy-3-Methyl Glutaryl Coenzyme A Reductase, Plant & Cell Physiol. 23(4):615-621, 1982, Okayama, Japan	
	17	YODER, JOHN I., et al., "Transformation Systems for Generating Marker-Free Transgenic Plants," Bio/Technology, Vol. 12, March, 1994, pp. 263-267.	
	18	GIL, GREGORIO, et al., "Membrane-Bound Domain of HMG CoA Reductase is Required for Sterol-Enhanced Degradation of the Enzyme," Cell, vo. 41, May, 1985, pp. 249-258.	
	19	SCHALLER, HUBERT, et al., "Expression of the Hevea brasiliensis (H.B.K.) Müll. Arg. 3-Hydroxy-3-Methylglutaryl-Coenzyme A Reductase 1 in Tobacco Results in Sterol Overproduction," Plant Physiol., Vol. 109, 1995, pp. 761-770.	
	20	GONZALEZ, et al., Abstract of Poster at Third Terpenet Meeting of the European Network on Plant Isoprenoids, May 29-30, 1997, Poitiers, France.	

Examiner Signature		Date Considered	
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<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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<b>PTO/SB/08A</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	09/885,723
				Filing Date	June 20, 2001
				Confirmation Number	
				First Named Inventor	Balasulojini Karunanandaa
				Group Art Unit	TBA
Examiner Name	TBA				
Sheet	3	of	3	Attorney Docket No.	MTC 6783.1



	21	DALE, SUSAN, et al., "Bacterial Expression of the Catalytic Domain of 3-hydroxy-3-methylglutaryl-CoA Reductase (Isoform HMGR1) from Arabidopsis Thaliana, and its Inactivation by Phosphorylation at Ser577 by Brassica Oleracea 3-hydroxy-3-methylglutaryl-CoA reductase Kinase," Eur. J. Biochem, Vol. 233, 1995, pp. 506-513.	
	22	DOWNING, JAMES, F., et al., "The Isolation of two Mutants of Saccharomyces Cerevisiae which Demonstrate Increased Activity of 3-Hydroxy-3-Methylglutaryl Coenzyme A Reductase," Biochemical and Biophysical Research Communications, Vol. 94, No.3, June 16, 1980, pp. 974-979.	
	23	CHIN, DANIEL J., et al., "Nucleotide Sequence of 3-hydroxy-3-methyl-glutaryl Coenzyme A Reductase, a Glycoprotein of Endoplasmic Reticulum," Nature, Vol. 308, No. 5960, April 12-18, 1984, pp. 613-617.	
	24	BASSON, MICHAEL E., et al., "Structural and Functional Conservation between Yeast and Human 3-Hydroxy-3-Methylglutaryl Coenzyme A Reductases, the Rate-Limiting Enzyme of Sterol Biosynthesis," Molecular and Cellular Biology, Vol. 8, No. 9, Sept. 1998, pp. 3797-3808.	
	25	REGISTER, JAMES, C., et al., "Structure and Function of Selectable and non-selectable Transgenes in Maize after Introduction by Particle Bombardment," Plant Mol. Biol. Vol. 25, 1994, pp. 951-961.	

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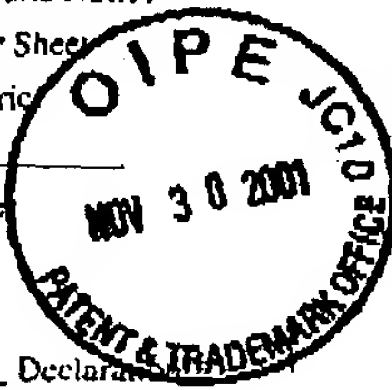
Client Name Monsanto

Inventor(s) or Mark Karunanandaa

Serial No. 09/885,723 Patent/Reg. No. \_\_\_\_\_

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Balasulojini Karunanandaa

Serial No. 09/885,723

Filed June 20, 2001

Confirmation No. 3330

For TRANSGENIC PLANTS CONTAINING ALTERED LEVELS OF STEROID COMPOUNDS

November 29, 2001

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS,

SIR:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with 37 C.F.R. 1.97 and 1.98 and MPEP 609, and in compliance with the duty of disclosure set forth in 37 C.F.R. 1.56, applicants submit copies of the reference listed on the attached PTO/SB/08A for consideration by the Patent and Trademark Office in the above-entitled application and to be made of record therein.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. §1.97(b), in that applicants believe that it is being filed prior to the mailing date of the first Office action on the merits. Accordingly, neither a statement nor fee under 37 C.F.R. §1.97(c) or (d) is required.

Specifically, this is the article that was referenced in the letter accompanying applicants' Information Disclosure Statement. As stated in that letter, applicants inadvertently obtained the wrong article initially. Applicants, having now obtained the correct article, are submitting it herewith.

Respectfully submitted,



G. Harley Blosser, Reg. No. 33,650  
SENNIGER, POWERS, LEAVITT & ROEDEL  
One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

GHB/dmt

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<b>PTO/SB/08A</b>  <b>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	09/885,723
				Filing Date	June 20, 2001
				Confirmation Number	
				First Named Inventor	Balasulojini Karunanandaa
				Group Art Unit	TBA
Examiner Name	TBA				
Sheet	1	of	1	Attorney Docket No.	MTC 6783.1

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code <sup>2</sup> (if known)		
OTHER ART - NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (In CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.			
	26	BARD, et al., Genetic and Biochemical Aspects of Yeast Sterol Regulation Involving 3-Hydroxy-3-methylglutaryl Coenzyme A Reductase, Journal of General Microbiology, 1981, 125:415-420			

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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